

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JN CONTEMPORARY ART LLC,      :
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:                               : 20cv4370 (DLC)
Plaintiff,                   :
:
:                               : ORDER
-v-                           :
:
PHILLIPS AUCTIONEERS LLC,     :
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:                               :
Defendant.                   :
:
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DENISE COTE, District Judge:

On July 7, 2020, defendant filed a motion to dismiss the first amended complaint pursuant to Rule 12(b)(6), Fed. R. Civ. P. Under Rule 15(a)(1)(B), Fed. R. Civ. P., a plaintiff has 21 days after the service of a motion under Rule 12(b) to amend the complaint once as a matter of course. Accordingly, it is hereby

ORDERED that plaintiff shall file any second amended complaint ("SAC") by **July 31, 2020**. It is unlikely that plaintiff will have a further opportunity to amend.


IT IS FURTHER ORDERED that if no SAC is filed, plaintiff shall file any opposition to the motion to dismiss by **July 31, 2020**. Defendant's reply, if any, shall be filed by **August 14**.

IT IS FURTHER ORDERED that, pursuant to Rule 4(C) of the Court's Individual Rules of Practice in Civil Cases, the plaintiff shall file on ECF, by **July 31, 2020**, a letter no

longer than two pages explaining the basis for its belief that diversity of citizenship exists.

SO ORDERED:

Dated: New York, New York
July 8, 2020



DENISE COTE
United States District Judge